

REMARKS

Applicants thank the Examiner for the thorough consideration given the present application. Claims 1-11 are currently being prosecuted. The Examiner is respectfully requested to reconsider his rejections in view of the amendments and remarks as set forth below.

Entry of Amendment

It is respectfully requested that the present Amendment should be entered into the official file in view of the fact that the Amendment automatically places the application into condition for allowance. Alternatively, if the Examiner does not agree that the application is in condition for allowance, it is respectfully requested that the present Amendment be entered for the purpose of appeal. Applicants submit that the Amendment helps to clarify the invention and thus overcomes the art rejection. Accordingly, entry of the Amendment and full consideration thereof is considered to be proper.

Rejection Under 35 USC 102

Claims 1-11 stand rejected under 35 USC 102 as being anticipated by Kelly et al. (U.S. Patent 6,047,292). This rejection is respectfully traversed.

The Examiner states that Kelly teaches a computer implemented method and system for reproducing a recording medium containing different types of content including identifying the types of data written, listing sections of the data by data type, presenting a menu screen and selectively reproducing data sections corresponding to the selected types.

Applicants submit that amended claim 1 is not anticipated by this reference. Claim 1 now makes it clear that the data is written on the recording medium in such a way that the various sections are randomly placed as to type. That is, it is not necessary for each type of data to have a separate part of the disc. Instead, the individual sessions, no matter what the type, are recorded in the order recorded so that the types of data are random. This is now described in the preamble of claim 1 and also in the first paragraph. Paragraph (b) of claim 1 also now makes it clear that the sections are arranged when listed. Since the individual sessions are random by type, it is necessary to arrange them by type before listing. Paragraph (d) of the claim also makes it clear that the user selectively reproduces either all of the sections of the data type, such as shown in Fig. 5 or selects one or more sections as shown in Fig. 4.

Applicants submit that Kelly et al. does not show the random recording as the type. Fig. 13 clearly indicates that the digital audio has a separate part of the disc section 14 while the audio/video data has a part 16. Accordingly, this random recording is not shown in Kelly et al. Furthermore, Kelly et al. does not show the selectively reproducing of either all of the data according to type or of an individual data section of the type. Accordingly, Applicants submit that claim 1 is allowable over this reference.

Claims 2-8 depend from claim 1 and as such are also considered to be allowable. In addition, each of these claims recite other features to make them additionally allowable.

Claim 9 is an independent method claim which corresponds to claim 1. Similar limitations have been added to claim 9 so that this claim is allowable for the same reasons recited above in regard to claim 1. Accordingly, the rejection of this claim is likewise overcome.

Claims 10 and 11 depend from claim 9 and as such are also considered to be allowable.

Conclusion

In view of the above remarks, it is believed that the claims clearly distinguish over the patents relied on by the Examiner, either alone or in combination. In view of this, reconsideration of the rejections and allowance of all of the claims are respectfully requested.

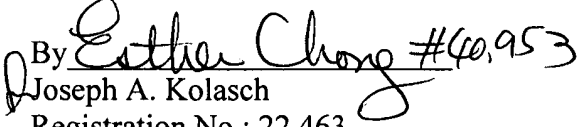
Pursuant to provisions of 37 C.F.R. §§ 1.17 and 1.136(a), the Applicants hereby petition for an extension of two (2) months to September 27, 2005, in which to file a reply to the Office Action. The required fee of \$450.00 is enclosed herewith.

If the Examiner believes, for any reason, that personal communication will expedite the prosecution of this application, the Examiner is invited to telephone Robert F. Gnuse, Registration No. 27,295 at (703) 205-8000.

If necessary, the Commissioner is hereby authorized in this, concurrent and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fee.

Dated: September 26, 2005

Respectfully submitted,

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